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## OFFICE OF THE CITY CLERK

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# REPORT

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### REPORT TO THE HONORABLE MAYOR AND CITY COUNCIL

DATE: January 29, 2001

REPORT NO.: 01-01 (Rev.)

SUBJECT: Calling Special Election to Fill Vacancy in Council District 6

#### ISSUE

Shall the Council call a special election to be held on Tuesday, April 17, 2001 for the purpose of filling a vacancy in the Office of Councilmember for Council District 6?

#### BACKGROUND

On January 29, 2001, Councilmember Stallings submitted to the City Clerk her resignation from the City Council, effective immediately (attached).

Since there is over one year remaining in the term of office, City Charter Section 12 requires the Council to call a special election to be held in the district within ninety days of the date of the vacancy. If one candidate receives the majority of votes cast for all candidates in the special election, that candidate shall be deemed to be elected to the vacant office. If no candidate receives the majority of votes cast in the special election, a special run-off election must be held within forty-nine days of the first special election. The candidate elected at either the special election or at the special run-off election shall be declared elected for the unexpired term, and shall assume office at the time the City Council adopts the resolution declaring the results of the election.

#### RECOMMENDATION

The City Clerk is recommending that the City Council call for a special election to be held in Council District 6 on Tuesday, April 17, 2001. This is the earliest practical date available for the special election and is within the ninety day limit established by the Charter.

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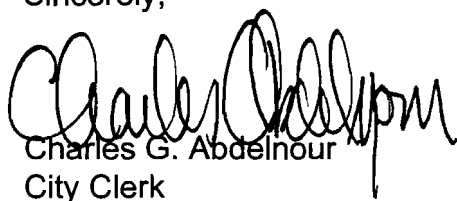
If a special run-off election is required, it would be held on June 5, 2001. The following schedule would apply:

		<u>Days Prior to Election</u>
Date of Vacancy	Monday, January 29, 2001	78
Council Calls Special Election	Tuesday, January 30, 2001	77
Nomination Period Opens	Friday, February 2, 2001	74*
Nomination Period Closes	Friday, February 16, 2001	60*
Election Day	Tuesday, April 17, 2001	0
Certification of Results and Assuming Office (If a candidate has received a majority vote)	Monday, April 30, 2001	+13
Special Run-Off Election (If needed)	Tuesday, June 5, 2001	+49
Certification of Results and Assuming Office (If the run-off election is held)	Monday, June 18, 2001	+62

(\*The Municipal Code establishes a 14-day nomination period for special elections to open on the 74<sup>th</sup> day before the election and close on the 60<sup>th</sup> day).

Should you have any questions about this matter, please contact Deputy Director Joyce Lane at 533-4024.

Sincerely,

  
Charles G. Abdelnour  
City Clerk

Attachment

cc: City Attorney  
City Manager



THE CITY OF  
SAN DIEGO

VALERIE STALLINGS  
COUNCILMEMBER  
SIXTH DISTRICT

RECEIVED  
CITY CLERK'S OFFICE  
01 JAN 29 AM 11:22  
SAN DIEGO, CALIF.

January 29, 2001

Mr. Charles Abdelnour, City Clerk  
202 C Street, MS 2A  
San Diego, CA 92101

Dear Mr. Abdelnour:

I, Valerie Stallings, hereby resign my District Six seat on the San Diego City Council effective immediately.

Sincerely,

Valerie Stallings  
Councilmember  
District 6

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